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16 **UNITED STATES DISTRICT COURT**  
17 **EASTERN DISTRICT OF CALIFORNIA**

18 EDUARDO DELGADO, ) CIVIL NO. 2:24-cv-1576-JDP  
19 Plaintiff, )  
20 v. )  
21 Commissioner of Social Security, )  
22 Defendant. )  
23 )  
24 )  
25 )  
26 )  
27 )  
28 )

20 IT IS STIPULATED by and between Plaintiff (“Plaintiff”) and Defendant  
21 Commissioner of Social Security (“Defendant”), through their undersigned counsel of record,  
22 that the above-entitled action shall be remanded to the Commissioner of Social Security for  
23 further administrative proceedings.

24 Upon remand, the Appeals Council will remand the case to an Administrative Law  
25 Judge (ALJ) for a new decision, and instruct the ALJ to re-evaluate the evidence of record. The  
26 parties further request that the Court direct the Clerk of the Court to enter a final judgment in  
27 favor of Plaintiff, and against Defendant, reversing the final decision of the Commissioner.  
28

STIPULATION TO REMAND

1        This stipulation constitutes a remand under the fourth sentence of Section 205(g) of the  
2 Social Security Act, 42 U.S.C. 405(g).  
3

4 Dated: November 4, 2024

*/s/ Kevin Heitke\**

KEVIN HEITKE

Attorney for Plaintiff

\*Authorized via e-mail on November 4, 2024

7        PHILLIP A. TALBERT  
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12 By:

*/s/ Erin Jurrens*

ERIN JURRENS

Special Assistant U.S. Attorney

13      Attorneys for Defendant

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17      **[PROPOSED] ORDER**

18      Based upon the parties' Stipulation to Voluntary Remand Pursuant to Sentence Four of  
19      42 U.S.C. § 405(g) and to Entry of Judgment ("Stipulation to Remand"), and for cause shown,  
20      **IT IS ORDERED** that the above-captioned action is remanded to the Commissioner of Social  
21      Security for further proceedings pursuant to the fourth sentence of Section 205(g) of the Social  
22      Security Act, 42 U.S.C. 405(g).  
23

24      IT IS SO ORDERED.

25      Dated: November 4, 2024

26        
27      JEREMY D. PETERSON

28      UNITED STATES MAGISTRATE JUDGE